

Franchise and Concession Review Committee Public Meeting
September 13, 2017

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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

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22 Reade Street
Spector Hall
New York, New York 10007

Wednesday, September 13, 2017
2:45 p.m.

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APPEARANCES:

Mayor:
Peter Hatch

Clerk:
Stephanie Ruiz

Office of the Mayor:
Benjamin Furnas

Corporation Counsel:
Sharon Cantor

Office of Management and Budget:
Yvonne Quintian

Comptroller:
Jennifer Conovitz

Borough President of Bronx:
Raymond Sanchez

Borough President of Brooklyn:
Tonya Cantlo-Cockfield

Borough President of Manhattan:
James Caras

Borough President of Queens:
Angelina Martinez-Rubio

Borough President of Staten Island:
Lashay Young

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PROCEEDINGS

MR. HATCH: Good afternoon. The Franchise and Concession Review Committee public meeting will now come to order. Will the Clerk please call the role?

THE CLERK: Mayor?

MR. HATCH: Here.

THE CLERK: Office of Mayor?

MR. FURNAS: Here.

THE CLERK: Comptroller?

MS. CONOVITZ: Here.

THE CLERK: Corporation Counsel?

MS. CANTOR: Here.

THE CLERK: Office of Management and Budget?

MS. QUINTIAN: Here.

THE CLERK: Borough President of the Bronx?

MR. SANCHEZ: Here.

THE CLERK: Borough President of Brooklyn?

MS. CANTLO-COCKFIELD: Here.

THE CLERK: Borough President of

1 Manhattan?

2 MR. CARAS: Here.

3 THE CLERK: Borough President of
4 Queens?

5 MS. MARTINEZ-RUBIO: Here.

6 THE CLERK: Borough President of
7 Staten Island?

8 MS. YOUNG: Here.

9 MR. HATCH: Will you please call the
10 first calendar item?

11 THE CLERK: New York City Department
12 of Parks and Recreation, Calendar Item
13 Number 1: In the matter of the intent to
14 seek Franchise and Concession Review
15 Committee approval to utilize a
16 different procedure, pursuant to Section
17 1-16 of the Concession Rules of the City
18 of New York, to authorize the New York
19 City Department of Parks and Recreation
20 to enter into a Sole Source License
21 Agreement with the 34th Street
22 Partnership, Inc. for the operation and
23 maintenance of Herald and Greeley
24 Squares in Manhattan. Please be advised

25

1 that at the request of the agency this
2 item will be held over to the
3 October 11, 2017, FCRC Public Meeting,
4 which will take place in the 14th Floor
5 Auditorium of 2 Lafayette Street,
6 Borough of Manhattan at 2:30 p.m.

7 MR. HATCH: Will the Clerk please
8 call the second calendar item?

9 THE CLERK: New York City Department
10 of Transportation, Calendar Item Number
11 2: In the matter of the intent to seek
12 Franchise and Concession Review
13 Committee approval to utilize a
14 different procedure, pursuant to Section
15 1-16 of the Concession Rules of the City
16 of New York, to negotiate a Sole Source
17 License Agreement with the Times Square
18 District Management Association, Inc.,
19 doing business as the Times Square
20 Alliance, to provide for the operation,
21 management and maintenance of the
22 pedestrian plazas located on Broadway
23 and 7th Avenue between West 41st and
24 West 53rd Streets, Borough of Manhattan.

25

1 A proposed resolution was submitted
2 relative thereto, and the resolution is
3 calendered for adoption.

4 MR. HATCH: Is there a member who
5 wishes to make a statement or ask a
6 question on this item?

7 (No response.)

8 MR. HATCH: If not, will a member
9 please make a motion to move the item?

10 MS. CANTOR: So move.

11 MR. HATCH: Will another member
12 please second that motion?

13 MR. CARAS: Second.

14 MR. HATCH: Will the Clerk please
15 take the vote?

16 THE CLERK: Mayor?

17 MR. HATCH: Yes.

18 THE CLERK: Office of Mayor?

19 MR. FURNAS: Yes.

20 THE CLERK: Comptroller?

21 MS. CONOVITZ: Abstain.

22 THE CLERK: Corporation Counsel?

23 MS. CANTOR: Yes.

24 THE CLERK: Office of Management and
25

1 Budget?

2 MS. QUINTIAN: Yes.

3 THE CLERK: And on behalf of the
4 borough presidents, Borough President of
5 Manhattan?

6 MR. CARAS: Yes.

7 THE CLERK: Calendar Item Number 2
8 Resolution is Adopted.

9 We ask that the Reporter make the
10 entire Public Meeting Agenda, which was
11 made publicly available and distributed
12 at this Meeting, part of the final
13 record of this proceeding. That
14 completes the Calendar.

15 MR. HATCH: Thank you, meeting
16 adjourned.

17 (TIME NOTED: 2:48 p.m.)

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C E R T I F I C A T E

STATE OF NEW YORK)

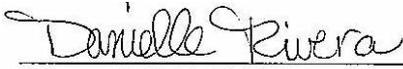
ss:

COUNTY OF NEW YORK)

I, Danielle Rivera, a shorthand reporter within and for the State of New York, do hereby certify that the within is a true and accurate transcript of the statement taken on September 13, 2017.

I further certify that I am not related to any of the parties to this action by blood or by marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of September 2017.



DANIELLE RIVERA

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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY, SEPTEMBER 13, 2017 @ 2:30 P.M.

22 READE STREET, NEW YORK, NY

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, 253 BROADWAY, 9TH FL., NEW YORK, N.Y. 10007 (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD USERS SHOULD CALL VERIZON RELAY SERVICE.

*Franchise and Concession Review Committee Public Meeting
Wednesday, September 13, 2017 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 1: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, to enter into a Sole Source License Agreement (“Agreement”) with the 34th Street Partnership, Inc. (“the Partnership”) for the operation and maintenance of Herald and Greeley Squares in Manhattan (“Licensed Premises”), including the operation of food concessions, temporary markets, and special events, and the placement of advertising. The Partnership shall operate and maintain the Licensed Premises for the use and enjoyment of the general public in accordance with the terms of the Agreement and to the reasonable satisfaction of the Commissioner. All gross receipts received by the Partnership will be used exclusively to pay all costs incurred by the Partnership in operating, repairing, maintaining, and managing the Licensed Premises, and in performing the Partnership’s obligations and providing services required or permitted by the Agreement. If the gross receipts received by the Partnership exceed such costs, the Partnership may also apply such excess up to \$100,000 each Fiscal Year to BID Horticulture, i.e. Parks-approved street tree planting and maintenance of trees on property under Parks’ jurisdiction within the 34th Street Business Improvement District, and flower planting and maintenance on such property. The term of this Agreement shall be ten (10) years with up to two (2) five (5) year renewal options, by mutual agreement, and shall commence on Parks’ giving written notice to proceed to the Partnership.

**A proposed resolution was submitted relative thereto.
RESOLUTION FOR ADOPTION.**

NEW YORK CITY DEPARTMENT OF TRANSPORTATION

No. 2: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, to authorize the New York City Department of Transportation, to negotiate a Sole Source License Agreement (Agreement) with the Times Square District Management Association, Inc. d/b/a the Times Square Alliance, (TSA), to provide for the operation, management and maintenance of the pedestrian plazas located on Broadway and 7th Avenue between West 41st and West 53rd Streets, Borough of Manhattan (Licensed Plaza), including through DOT-approved events, sponsorships, and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that helps brand or promote the neighborhood or TSA, and other similar merchandise within the Licensed Plaza. Subconcessions would be awarded based on solicitations issued by TSA in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

**A proposed resolution was submitted relative thereto.
RESOLUTION FOR ADOPTION.**